

OGC Has Reviewed

26 July 1955

MEMORANDUM FOR: The Record

SUBJECT : Military Reservists - Training Assignments

1. The regulations of the Army, Navy and Air Force generally prohibit reservists being assigned for training duty in the same job which they hold as civilians. The Navy regulation is not as broad as that of the Army and Air Force and refers only to civilian employees of the Navy whereas the Army and Air Force regulations refer to civilian employees of the Government generally. However, it should be noted that until very recently there were no Navy mobilization assignments outside of Naval establishments and that therefore there was no need for a regulation such as those of the Army and Air Force. It should also be noted that while the Army, Air Force and Marine Corps permit their reservists to be called to active duty for training in CIA training establishments and to receive credit for this training, the Navy will not allow its reservists to be assigned such duty.

2. The pertinent regulations of the Army, Air Force and Navy are as follows:

Army Special Regulation 140-350-10, paragraph 5-c-1-a:

"Mobilization designees participating in active duty for training will be trained at one of the following:
... the headquarters to which they hold a mobilization designation, except that a civilian employee holding a mobilization designation to the same staff section in which he is employed as a civilian will perform his active duty for training in a different staff section, field agency, or activity."

Air Force Regulation 35-76, paragraph 9b:

"A reservist who is a full-time employee of the Federal Government will not be ordered to active duty training to perform duties in the same position he occupies as a civilian employee."

Bureau of Naval Personnel Manual, Chapter 4, Section 2, paragraph h-4202, sub-paragraph 7:

"Civilian employees of the Navy may not be assigned active

duty for training in the same billet nor in the same office in which employed as a civilian. Further, they shall not perform active duty for training in conjunction with or concurrently with the performance of any civilian travel orders."

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Office of General Counsel